

**BEFORE THE IOWA
ETHICS AND CAMPAIGN DISCLOSURE BOARD**
Pursuant to Chapter 17A and Chapter 68B

IN THE MATTER OF:

**TERRY PHILIPS,
In the Capacity as Candidate for
TK Philips for Supervisor,
RESPONDENT.**

)
) **Case No. 2009 IECDB 05**

)
) **DEFAULT DECISION and ORDER**
)
)

Pursuant to rule 351—11.21, this DEFAULT DECISION and ORDER is entered:

1. As the Respondent failed to appear for the hearing or provide a defense despite being given opportunity to do so, the allegation in the Statement of Charges and Notice of Hearing of failing to file a complete and accurate campaign disclosure report as required by Iowa Code sections 68A.402A is found to be true and correct.

2. To remedy this statutory violation, the Presiding Officer orders the following:

A. Respondent shall pay a civil penalty pursuant to Iowa Code section 68B.32D(1)“h” in the amount of \$100.

B. As a remedial action under Iowa Code section 68B.32D(1)“b”, Respondent shall reimburse the Iowa Ethics and Campaign Disclosure Board \$50 related to costs involved with this matter, including the drafting and mailing of correspondence and hearings costs.

C. Respondent shall be issued a Letter of Reprimand pursuant to Iowa Code section 68B.32D(1)“d”.

D. The committee shall file the required information within 30 days of this Order’s final effective date.

3. Pursuant to rule 351—11.21(3), this Default Decision and Order becomes final agency action for purposes of judicial review unless a motion to vacate is filed and served within 14 days. A motion to vacate automatically stays this order pending review of the motion.

Dated this 25th day of June, 2009.

By Betsy L. Roe
Betsy Roe, Presiding Officer

CERTIFICATE OF SERVICE

The undersigned certifies that this document was placed in the state postal system for delivery on June 29, 2009.

W. Charles Smithson

W. Charles Smithson

Iowa Ethics & Campaign Disclosure Bd
510 E. 12th, Suite 1A
Des Moines, Iowa 50319